

DAC/

Petition For Revival Of An Application For Patent Abandoned Unintentionally Under 37 CFR 1.137(b) (Small Entity)			Docket No. 06764.0004	
In Re Application Of: Richard A. Brandt				
Serial No. 09/528,560	Filing Date March 20, 2000	Examiner Mark S. Graham	Group Art Unit 3711	
Invention: VIBRATION DAMPING STRIKING IMPLEMENT				
<u>ASSISTANT COMMISSIONER FOR PATENTS</u> <u>Attention: Office of Petitions</u> <u>Box DAC</u> <u>Washington, D.C. 20231</u>				
<p>NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.</p> <p>The above-identified application became abandoned for failure to file a timely and proper response to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extension of time actually obtained.</p> <p style="text-align: center;">APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION</p> <p>NOTE: A grantable petition requires the following items:</p> <ol style="list-style-type: none"> (1) Petition fee; (2) Reply and/or issue fee; (3) Terminal disclaimer with disclaimer fee--required for all utility and plant applications filed before June 8, 1995; and for all design applications; and (4) Statement that the entire delay was unintentional. 				
<p>1. <input checked="" type="checkbox"/> A proposed reply to the above-identified Office Action:</p> <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="width: 60%;"> <p><input checked="" type="checkbox"/> is enclosed. <input type="checkbox"/> was filed on _____</p> <p>The proposed reply is in the form of: <u>Response to November 8, 2001 Office Action</u></p> </div> <div style="width: 35%; text-align: right;"> <p>RECEIVED</p> <p>MAY 21 2003</p> <p>OFFICE OF PETITIONS</p> </div> </div>				
<p>2. <input type="checkbox"/> The issue fee:</p> <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="width: 60%;"> <p><input type="checkbox"/> is enclosed. <input type="checkbox"/> was paid on _____</p> </div> <div style="width: 35%; text-align: right;"> <p>05/21/2003 AWONDAF1 00000150 501628 09528560</p> <p>01 FC:2453 10.00 CH 640.00 OP</p> </div> </div>				
<p>3. <input type="checkbox"/> A small entity declaration:</p> <p><input type="checkbox"/> is enclosed. <input checked="" type="checkbox"/> was filed on <u>March 20, 2000</u></p>				
<p>4. <input checked="" type="checkbox"/> The abandoned application was a:</p> <p><input type="checkbox"/> design application. <input checked="" type="checkbox"/> utility application. <input type="checkbox"/> plant application.</p>				
<p>5. <input type="checkbox"/> A terminal disclaimer (and fee) disclaiming a period equivalent to the period of abandonment is enclosed.</p>				
<p>6. <input checked="" type="checkbox"/> Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.</p>				

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In Re Application Of: **Richard A. Brandt**

Serial No.
09/528,560

Filing Date
March 20, 2000

Examiner
Mark S. Graham

Group Art Unit
3711

Invention: **VIBRATION DAMPING STRIKING IMPLEMENT**

Calculation and Payment of Fees

Enclosed are the following fees:

- | | |
|---|-----------------------------|
| 7. <input checked="" type="checkbox"/> Petition fee under 37 CFR 1.17(m) in the amount of: | <u>\$640.00</u> |
| 8. <input type="checkbox"/> Fee for amendment in the amount of: | <u> </u> |
| 9. <input type="checkbox"/> Fee for extension of time to reply to Office Action in the amount of: | <u> </u> |
| 10. <input type="checkbox"/> Issue fee in the amount of: | <u> </u> |
| 11. <input type="checkbox"/> Continuing application filing fee in the amount of: | <u> </u> |
| 12. <input type="checkbox"/> Terminal disclaimer fee in the amount of: | <u> </u> |
| 13. <input type="checkbox"/> _____ | <u> </u> |
| Total fees enclosed: <u>\$640.00</u> | |

The fee of **\$640** is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **50-1628**
A duplicate copy of this sheet is enclosed.

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Statement

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

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MAY 21 2003

OFFICE OF PETITIONS


Signature

Dated: **May 15, 2003**

Maxim H. Waldbaum (Reg. No. 26,244)
Salans
620 Fifth Avenue
New York, NY 10020-2457
(212) 632-8435

I certify that this document and fee is being deposited
on **May 15, 2003** with the U.S. Postal Service as
first class mail under 37 C.F.R. 1.8 and is addressed to the
Assistant Commissioner for Patents, Washington, D.C.
20231.


Signature of Person Mailing Correspondence

Maxim H. Waldbaum

Typed or Printed Name of Person Mailing Correspondence

CC: